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Page 1 of 1

UNITED STATES PATENT AND TRADEMARK OFFICE

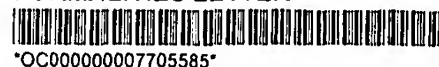
COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/087,633	03/01/2002	Tatsuya Yano	02012CIP/HG

01933  
FRISHAUF, HOLTZ, GOODMAN &  
LANGER & CHICK, PC  
767 THIRD AVENUE  
25TH FLOOR  
NEW YORK, NY 10017-2023

CONFIRMATION NO. 3745

FORMALITIES LETTER



\*OC000000007705585\*

MAR 28 2002

Date Mailed: 03/25/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/24/2002 KZENBIE 00000058 10087633

01 FC:105

130.00 OP



COPY OF PAPERS  
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905 MPB

Attorney Docket: 02012CIP/HG

**IN THE UNITED STATES PATENT  
AND TRADEMARK OFFICE**

Applicant(s): Tatsuya YANO et al.

Serial No. : 10/087,633

Filed : March 1, 2002

For : COMPOUNDS HAVING  
ANTIFUNGAL ACTIVITY

Art Unit : 1614

Examiner :

**FILING MISSING DECLARATION UNDER  
37 CFR 1.53(f)**

Commissioner for Patents  
Washington, D.C. 20231

**ATTENTION: BOX MISSING PARTS**

S I R :

The NOTICE TO FILE MISSING PARTS OF APPLICATION - FILING  
DATE GRANTED dated March 25, 2002 (copy enclosed), specified that  
the Oath or Declaration had been omitted and required that it be  
filed within two months from March 25, 2002, the mailing date of  
said NOTICE.

Enclosed herewith is the executed Post-filed CIP Declaration  
and Power of Attorney dated March 29, 2002, April 1, 2002 and  
April 2, 2002. Please enter it in the file of the above-  
identified application.

**CERTIFICATE OF MAILING**

I hereby certify this  
correspondence is being  
deposited with the United  
States Postal Service with  
sufficient postage as First  
Class mail in an envelope  
addressed to:  
Commissioner for Patents,  
Washington, D.C. 20231 on the  
date noted below.

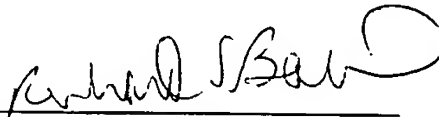
*Richard S. Barth*  
Attorney: Richard S. Barth

Dated: April 15, 2002

In the event that this Paper  
is late filed, and the  
necessary petition for  
extension of time is not filed  
concurrently herewith, please  
consider this as a Petition  
for the requisite extension of  
time, and to the extent not  
tendered by check attached  
hereto, authorization to  
charge the extension fee,  
or any other fee required  
in connection with this  
Paper, to Account No. 06-1378.

Please apply the enclosed check in the amount of \$130.00 as the surcharge for filing the Declaration on a date later than the filing date of the application.

Respectfully submitted,

  
\_\_\_\_\_  
RICHARD S. BARTH  
REG. NO. 28,180

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RSB/ddf

- Enclosures: (1) Check for \$130.00
- (2) Executed Post-Filed Declaration  
and Power of Attorney, dated March 29, 2002,  
April 1, 2002 and April 2, 2002
- (3) Copy of PTO NOTICE dated March 25, 2002